

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By **CHAIRMAN JIM KEANE**, on March 10, 2005 at 8:00 A.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Jim Keane, Chairman (D)
Rep. Kathleen Galvin-Halcro, Vice Chairman (D)
Rep. Joe McKenney, Vice Chairman (R)
Rep. Elsie Arntzen (R)
Rep. Bob Bergren (D)
Rep. Tim Dowell (D)
Rep. Kevin T. Furey (D)
Rep. Llew Jones (R)
Rep. Mike Jopek (D)
Rep. Harry Klock (R)
Rep. Scott Mendenhall (R)
Rep. Mike Milburn (R)
Rep. Don Roberts (R)
Rep. Wayne Stahl (R)
Rep. Dan Villa (D)
Rep. Jonathan Windy Boy (D)

Members Excused:

Rep. Dave Gallik (D)
Rep. Ralph Heinert (R)

Members Absent: None.

Staff Present: Bart Campbell, Legislative Branch
Kyanne Kelly, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 388, 3/7/2005; SB 108, 3/7/2005;
SB 217, 3/7/2005; SB 454, 3/7/2005
Executive Action: HB 654

HEARING ON SB 388

Opening Statement by Sponsor:

SEN. BOB KEENAN (R), SD 5, opened the hearing on **SB 388**, Restrict insurer from steering customer to certain auto repair shops.

00:02:19

Proponents' Testimony:

00:05:19 John Morrison, State Auditor

00:09:27 **REP. JON SONJU, HD 7, KALISPELL**

00:14:59 Gene Dziza, Auto Body Shop Owner

EXHIBIT (buh53a01)

00:22:21 Mark Pollock, Auto Body Shop Owner

00:25:11 Darr Riggert, Auto Body Shop Owner

00:27:27 Dusty Dziza, Collision Craft

EXHIBIT (buh53a02)

00:28:12 Max Yates, Montana Collision Repair Specialist

00:28:30 Dan Shewalter, Whitefish Auto Body

00:28:51 Shawn Basolo, Body Shop Owner

Opponents' Testimony:

00:29:14 Greg Van Horssen, State Farm Insurance

00:35:24 Lloyd Taylor, Great Falls Collision Repair

EXHIBIT (buh53a03)

00:39:48 Dwight Easton, Farmers Insurance Company

00:42:05 Larry Kibbee, Property Casualty Insurance

Informational Testimony: None

Questions from Committee Members and Responses:

00:44:44

Closing by Sponsor:

01:25:34

REPS. HEINERT AND GALLIK entered the room.

HEARING ON SB 108

Opening Statement by Sponsor:

SEN. DAVE LEWIS (R), SD 42, opened the hearing on **SB 108**, Revise laws governing independent contractors.
01:26:26

Proponents' Testimony:

01:35:01 Keith Kelly, Department of Labor and Industry
EXHIBIT (buh53a04)
01:37:52 Jerry Keck, Department of Labor and Industry
EXHIBIT (buh53a05)
01:41:59 Kevin Braun, Department of Labor and Industry
01:50:24 Dave Ccgly, Building Contractor
EXHIBIT (buh53a06)
01:53:49 Jason Miller, United Brotherhood of Carpenters
01:56:32 Cary Hegreberg, Montana Contractors Association
01:57:40 Shawn Bubb, Montana School Boards Association
01:59:53 Riley Johnson, National Federation of Independent Business
02:01:29 Spook Stang, Motor Carriers Association
02:02:49 Barbara Ranf, Montana Chamber of Commerce
02:03:09 Jason Todhunter, Logging Association
02:03:33 Nancy Butler, Montana State Fund
02:03:55 Byron Roberts, Building Industry Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:04:39

Closing by Sponsor:

02:20:55

HEARING ON SB 217

Opening Statement by Sponsor:

SEN. LANE LARSON (D), SD 22, opened the hearing on **SB 217**, Revise apprentice training laws.
02:41:38
EXHIBIT (buh53a07)

Proponents' Testimony:

02:46:29 Keith Allen, International Brotherhood of
Electrical Workers
02:47:02 Gene Fenderson, Montana Council of Laborers
02:49:35 Jerry Driscoll, AFL-CIO
02:52:22 J.D. Lynch, Montana Building Trades
02:52:58 Jim Ryan, Sheet Metal Workers
02:53:16 John Pejko, Pipefitters Association

Opponents' Testimony:

02:53:38 Greg Smith, Central Electric in Lewistown
02:57:37 Margaret Morgen, Independent Contractors

EXHIBIT (buh53a08)

03:01:18 Cary Hegreberg, Contractors Association

Informational Testimony:

03:01:44 Mark Macki, Department of Labor and Industry

Questions from Committee Members and Responses:

03:02:06

Closing by Sponsor:

03:09:55

HEARING ON SB 454

Opening Statement by Sponsor:

SEN. KELLY GEBHARDT (R), SD 23, opened the hearing on **SB 454**,
Revise requirements for add-on basis consumer loan.
03:15:09

Proponents' Testimony:

03:16:43 Jerry Leondorf, Financial Institution
03:23:11 Mona Jamison, Wells Fargo Bank

EXHIBIT (buh53a09)

03:25:00 Mark Staples, CitiGroup
03:25:47 Bruce Spenser, Automobile Dealers Association

Opponents' Testimony: None

Informational Testimony:

03:26:19 Annie Goodwin, Commissioner of Banking

Questions from Committee Members and Responses:

03:26:33

Closing by Sponsor:

03:36:25

EXECUTIVE ACTION ON HB 654

Motion: REP. ARNTZEN moved that HB 654 BE CONCURRED IN.

Discussion:

03:40:44

Vote: Motion failed 2-16 by roll call vote with REP. ARNTZEN and REP. MILBURN voting aye.

Motion/Vote: REP. GALVIN-HALCRO moved that HB 654 BE TABLED AND THE VOTE REVERSED. Motion carried 16-2 by voice vote with REP. ARNTZEN and REP. MILBURN voting no.

ADJOURNMENT

Adjournment: 11:50 A.M.

REP. JIM KEANE, Chairman

KYANNE KELLY, Secretary

JK/kk

Additional Exhibits:

EXHIBIT ([buh53aad0.PDF](#))